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10/05/2004

FACSIMILE TRANSMISSION SHEET

TO: Mail Stop Amendment

United States Patent and  
Trademark Office

+1 (703) 872-9306

FROM: Russell C. Petersen

RE:

PAGES (INCLUDING THIS PAGE): 11

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Please see the attached. Thank you.

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October 5, 2004

FACSIMILE TRANSMISSION SHEET

RE: U.S. Application  
No. 10/607,705  
TO Mail Stop Amendment  
COMPANY US Patent and  
Trademark Office  
FAX NO. 703-872-9306  
PHONE NO.

FROM: Russell C. Petersen  
Marshall Gerstein and Borun

EXTENSION: 644

PAGES (INCLUDING THIS PAGE): 10

CLIENT NO: 20022

MATTER NO: 38497A

PLEASE CONFIRM RECEIPT: No

COUNTRY CODE: US

MESSAGE: Please see attached Transmittal Form (1 page), Associate Power of Attorney (1 page) and Amendment (7 pages).

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PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0851-0031

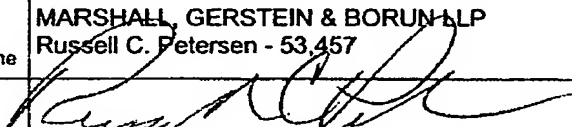
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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/607,705-Conf. #7916
		Filing Date	June 27, 2003
		First Named Inventor	Mario Spatafora
		Art Unit	3721
		Examiner Name	H. Desai
Total Number of Pages in This Submission		Attorney Docket Number	20022/38497A

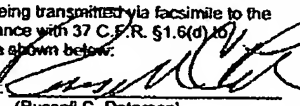
ENCLOSURES (Check all that apply)		
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<div style="border: 1px solid black; padding: 5px; min-height: 50px;">         Remarks       </div>		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MARSHALL, GERSTEIN & BORUN LLP Russell C. Petersen - 53,457
Signature	
Date	October 5, 2004

I hereby certify that this correspondence is being transmitted via facsimile to the U.S. Patent and Trademark Office in accordance with 37 C.F.R. §1.6(d) to facsimile number (703) 872-9306 on the date shown below:

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Dated: October 5, 2004	Signature:  (Russell C. Petersen)

Docket No.: 20022/38497A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Mario Spatafora

Application No.: 10/607,705

Art Unit: 3721

Filed: 06/27/2003

Examiner: Hemant Desai

For: METHOD OF PRODUCING SOFT PACKETS  
OF CIGARETTES

**AMENDMENT "A"**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated July 28, 2004, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.